

Atty. Dkt. No. P64075US0

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: STRAUSS et al.

Appl. No.: 09/424,244

Group Art Unit: 1645

Filed: April 11, 2000

Examiner: HINES, J.

For: A METHOD FOR IDENTIFYING ACTIVE SUBSTANCES

PETITION UNDER 37 CFR 1.181 TO WITHDRAW  
HOLDING OF ABANDONMENT [MPEP 711.03(c)(II)]Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Petition is made hereby to withdraw the holding of abandonment of the subject application since there was no abandonment in fact. No fee is necessary for this petition. MPEP 711.03(c).

According to the Notice of Abandonment mailed May 30, 2003, the subject application was abandoned for failure to respond to the Office communication mailed July 31, 2002. The Office communication was not received by the undersigned attorneys of record as search of the file jacket and docket records indicates that the Office communication was not received. Attached hereto is a copy of the docket record where the Office communication would have been entered had it been received and docketed.

Accordingly, grant of the instant petition is in order.

Respectfully submitted,  
JACOBSON-HOLMAN PLLC

By:

  
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Date: June 13, 2003  
WEP/jmp

JV 864675050

Today's Date 6/13/03

Serial/Patent No. 09/424,244

Applicant, Patentee, Assignee STRAUSS et al.

Filing Date/Patent Date 4/11/00

The following has been received in the U.S. Patent &amp; Trademark Office on the date stamped hereon:

- ☐ pp. Specification & Claims ☐ Response to Office Action
- ☐ Combined Declaration, Power of Attorney ☐ Disclosure Statement-IDS
- ☐ Preliminary Amendment ☐ Copies of References
- ☐ Rule 36 (b) Application ☐ Request for Rebuttal
- ☐ Rule 36 (c) /RCE Application ☐ Request for Corrected Filing Receipt
- ☐ Claim to Priority and Certified Copy ☐ Petition for XOT
- ☐ Substitute ☐ Subsequent Declaration ☐ Notice of Appeal/Brief
- ☐ Maintenance Fee ☐ Sequence Listing
- ☐ Drawings      Sheets      Formal      Informal ☐ Issue Fee Transmittal
- ☐ Assignment/Change of Name ☐ Other PETITION
- ☐ Small Entity Declaration ☐ WITHDRAWN
- ☐ Check for \$

JH 11/01

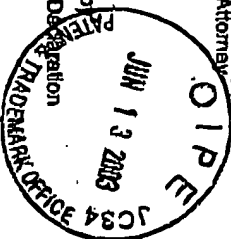
DUE DATE

6/13/03

Person filing

WEP:jmp

x Copy of Docket Record

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**FACSIMILE TRANSMISSION TO THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Date: April 1, 2004

From: William E. Player

To: Renee Pettus - Art Unit 1600

Fax No. 571-273-0200

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Attorney Docket No. P64075USO

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**MESSAGE**

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*Attached please find copies of Petition Under 37 CFR 1.181 To Withdraw Holding Of Abandonment [MPEP 711.03(c)(ii)], filed June 13, 2003, and the corresponding PTO post-card receipt.*

*Thank you, kindly, for your courtesy and consideration.*

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